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## TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING **REJECTION OVER A "PRIOR" PATENT**

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING	G Docket Number (Optional)
TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT	CR9715USDIV1
In re Application of: Robert Ray Burch Et. Al.	
Application No.: 09/575638	
Filed: May 22, 2000	OL DV A CINCLE MICEOCROANICA
For: BIOCONVERSION OF A FERMENTABLE CARBON SOURCE TO 1,3-PROPANEDI	OL BY A SINGLE MICROORGANISM
The owner*, E. I. DU PONT DE NEMOURS AND COMPANY	of 50 managet interpret in the
The owner*, E. I. DU PONT DE NEMOURS AND COMPANY instant application hereby disclaims, except as provided below, the terminal part of the statut	of 50 percent interest in the tory term of any patent granted on the instant
application which would extend beyond the expiration date of the full statutory term prior pate	tent No6,013,494 as the
term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said <b>prior</b> disclaimer. The owner hereby agrees that any patent so granted on the instant application s	patent is presently shortened by any terminal shall be enforceable only for and during such
period that it and the <b>prior patent</b> are commonly owned. This agreement runs with any pa	atent granted on the instant application and is
binding upon the grantee, its successors or assigns.	
In making the charge displained the course does not displain the terminal part of the term of	any nations greated on the instant application
In making the above disclaimer, the owner does not disclaim the terminal part of the term of that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 15-said <b>priorpatent</b> is presently shortened by any terminal disclaimer," in the event that said <b>priorpatent</b> .	4 and 173 of the prior patent, "as the term of
expires for failure to pay a maintenance fee;	
is held unenforceable;	$\Phi^{*}(\omega)$ .
is found invalid by a court of competent jurisdiction;	fund v.
is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;	tour voidant and the contract of the contract
has all claims canceled by a reexamination certificate; is reissued; or	g d Gara
is in any manner terminated prior to the expiration of its full statutory term as presently s	i de la companya de
	•
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1. For submissions on behalf of a business/organization (e.g., corporation, partnership, etc.), the undersigned is empowered to act on behalf of the business/organization.	university, government agency,
I hereby declare that all statements made herein of my own knowledge are true and	d that all statements made on information and
belief are believed to be true; and further that these statements were made with the knowled made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the	ge tnat willful false statements and the like so United States Code and that such willful false
statements may jeopardize the validity of the application or any patent issued thereon.	
2. The undersigned is an attorney or agent of record. Reg. No. 54, 269	
The didensigned to an attention of agent of record. Neg. No.	
("Kristine M Shuher	January 30, 2006
Signature	Date
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01 FC:1814 130.00 DA Typed of printed t	
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✓ Terminal disclaimer fee under 37 CFR 1.20(d) is included.	
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